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P.O. Box 142950

Gainesville, FL 32614-2950

Telephone (352) 375-8100

Facsimile (352) 372-5800

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**TO:** Christopher Upton, Examiner**FAX NO.:** (703) 872-9306**FROM:** Jeff Lloyd **DATE:** December 17, 2004**NO. OF PAGES (INCLUDING COVER SHEET):** 12**SUBJECT/MESSAGE:**

Re: U.S. Patent Application Docket No. HJP-105X2C2  
SEPTIC TANK KIT.  
(Pattee)  
Serial No. 10/675,365; filed September 30, 2003

Attachments: Election Under 35 USC §121  
Preliminary Amendment

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Jeff Lloyd, Patent Attorney

ELECTION UNDER 35 USC §121  
Examining Group 1723  
Patent Application  
Docket No. HJP-105X2C2  
Serial No. 10/675,365

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Christopher Upton  
Art Unit : 1723  
Applicants : Harley J. Pattee  
Serial No. : 10/675,365  
Filed : September 30, 2003  
Conf. No. : 5980  
For : Septic Tank Kit

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

ELECTION UNDER 35 USC §121

Sir:

In response to the written Restriction Requirement dated November 19, 2004 in the above-identified patent application, Applicant hereby elects to prosecute the invention of Group I (claims 1-8, and 19-70), without traverse. A Preliminary Amendment canceling the non-elected claims accompanies this Election.

The Commissioner is hereby authorized to charge any fees under 37 CFR §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,

  
Jeff Lloyd  
Patent Attorney

Registration No. 35,589  
Phone No.: 352-375-8100  
Fax No.: 352-372-5800  
Address: P.O. Box 142950  
Gainesville, FL 32614-2950

JL/amh

Attachment: Preliminary Amendment

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